

Express Mail Label No.

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Docket No.
0WZW-102025

Declaration For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

POSITIONING SYSTEM FOR WIND TUNNEL AND METHOD OF USE

the specification of which

(check one)

☐ Is attached hereto.

☒ was filed on November 13, 2003 as United States Application No. or PCT International Application Number 10/713,559 and was amended on _____

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior applications and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>


I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

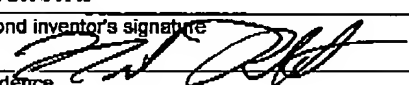
60/426,118	November 13, 2002
(Application Serial No.)	(Filing Date)
(Application Serial No.)	(Filing Date)
(Application Serial No.)	(Filing Date)


I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, CFR Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

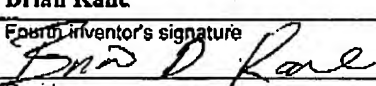
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

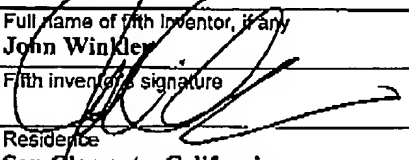
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Mark Page	
Sole or first inventor's signature 	Date 7/20/04
Residence Cypress, California	
Citizenship USA	
Post Office Address 1141A Via Callejon, San Clemente, California 92673	

Full name of second inventor, if any Neil Roberts	
Second inventor's signature 	Date 20 JUL 04
Residence San Marcos, California	
Citizenship USA	
Post Office Address 1141A Via Callejon, San Clemente, California 92673	

Full name of third inventor, if any Tom Huschilt	
Third inventor's signature 	Date
Residence San Clemente, California	
Citizenship USA	
Post Office Address 1141A Via Callejon, San Clemente, California 92673	

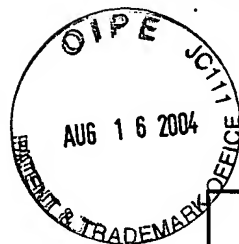
Full name of fourth inventor, if any Brian Kane	
Fourth inventor's signature 	Date 8/5/04
Residence Dana Point, California 22 NORMANDY DRIVE, LARUE ST LOUIS MO 63267	
Citizenship USA	
Post Office Address 1141A Via Callejon, San Clemente, California 92673	

Full name of fifth inventor, if any John Winkler	
Fifth inventor's signature 	Date 20 JULY 2004
Residence San Clemente, California	
Citizenship USA	
Post Office Address 1141A Via Callejon, San Clemente, California 92673	

Full name of sixth inventor, if any	
Sixth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

Full name of seventh inventor, if any	
Seventh inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

Full name of eighth inventor, if	
Eighth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	



PTO/SB/96 (08-04)

Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Swift Engineering, Inc.Application No./Patent No.: 10/713,559 Filed/Issue Date: 11/13/2003Entitled: POSITIONING SYSTEM FOR WIND TUNNEL AND METHOD OF USE(Name of Assignee) _____, a _____
(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by percentage) of its ownership interest is _____ %
In the patent application/patent identified above by virtue of either:

A. [☒] An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. [☐] A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

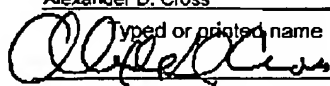
[☐] Additional documents in the chain of title are listed on a supplemental sheet.

[☒] Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

26 July 2004
Date
949.492.6608
Telephone number

Alexander D. Cross
Typed or printed name

Signature
Executive Vice President
Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

ASSIGNMENT

WHEREAS, Mark Page of Cypress, California, Neil Roberts of San Marcos, California, Tom Huschilt of San Clemente, California, Brian Kane of Dana Point, California, and John Winkler of San Clemente, California have invented a new and useful WIND TUNNEL POSITIONING SYSTEM for which an application for United States Letters Patent was filed on November 13, 2003 and assigned Application No. 10/713,559; and

WHEREAS, Assignors believe themselves to be the original, first and joint inventors of the invention disclosed in the application for Letters Patent; and

WHEREAS, Swift Engineering, Inc., a California corporation, having a place of business at 1141A Via Callejon, San Clemente, California, Assignee, desires to acquire by formal, recordable assignment the entire right, title and interest in and to the invention, the application, and any Letters Patent that might be granted for the invention in the United States and throughout the world;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignors hereby sell, assign and transfer to Assignee, the entire right, title and interest in and to the invention, the application, and any Letters Patent that might be granted for the invention in the United States and throughout the world, including the right to file foreign applications directly in the name of Assignee and to claim for any such foreign applications any priority rights to which such applications are entitled under international conventions, treaties or otherwise.

Further, Assignors agree that, upon request and without further compensation, but at no expense to Assignor, they and their legal representatives and assigns will perform all lawful acts, including the execution of papers and the giving of testimony, that might be necessary or desirable for obtaining, sustaining, reissuing or enforcing Letters Patent in the United States and throughout the world for the invention, and for perfecting, recording or

maintaining the title of Assignee, its successors and assigns, to the invention, the application, and any Letters Patent granted for the invention in the United States and throughout the world.

Assignors represent and warrant that they have not granted and will not grant to others any rights inconsistent with the rights granted by this Assignment.

Assignors authorize and request the Commissioner of Patents and Trademarks of the United States and of all foreign countries to issue any Letters Patent granted for the invention, whether on the application or on any subsequently filed division, continuation, continuation-in-part or reissue application, to Assignee, its successors and assigns, as the assignee of the entire interest in the invention.

IN WITNESS WHEREOF, Assignors have executed this Assignment.

Assignors

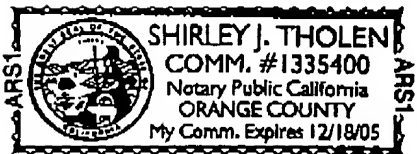
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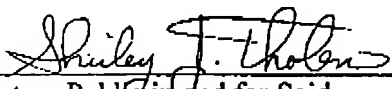

Mark Page


State of California)
)ss.
County of ORANGE)

On this 20th day of July, in the year of 2004, before me personally appeared Mark Page, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this instrument, and acknowledged to me that he executed it.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year of this certificate first above written.



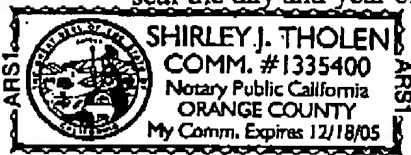
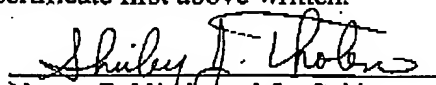

Notary Public in and for Said
County and State

Date: 7/20/04

 Neil Roberts

 State of California)
)ss.
 County of ORANGE)

On this 20th day of July, in the year of 2004, before me personally appeared Neil Roberts, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this instrument, and acknowledged to me that he executed it.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year of this certificate first above written.

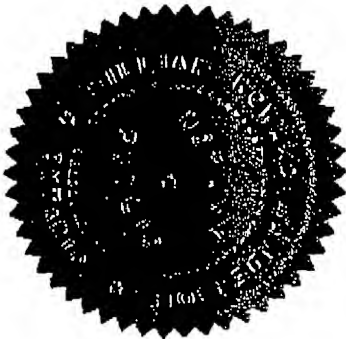


 Notary Public in and for Said
 County and State
Date: July 26, 2004

 Tom Huschilt

~~State of California~~)
 Province of Ontario)ss.
~~Country of~~)
 CANADA

On this 26 day of July, in the year of 2004, before me personally appeared Tom Huschilt, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this instrument, and acknowledged to me that he executed it.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year of this certificate first above written.



 Notary Public in and for Said
~~Country of~~ Province of Ontario, Canada

Date: 8/5/04

Brian Kane
Brian Kane

State of Delaware)
California) ss.
County of New Castle)

On this 5 day of August, in the year of 2004, before me personally appeared Brian Kane, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this instrument, and acknowledged to me that he executed it.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year of this certificate first above written.

WILLIAM S. THOMPSON
NOTARY PUBLIC
STATE OF DELAWARE
MY COMMISSION EXPIRES DECEMBER 23, 2004

William S. Thompson
Notary Public in and for Said
County and State

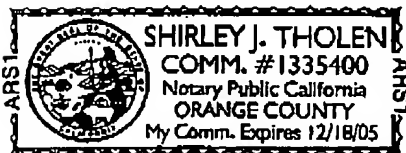
Date: 20 JULY 2004

John Winkler
John Winkler

State of California)
) ss.
County of ORANGE)

On this 20th day of July, in the year of 2004, before me personally appeared John Winkler, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to this instrument, and acknowledged to me that he executed it.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year of this certificate first above written.



Shirley J. Tholen
Notary Public in and for Said
County and State